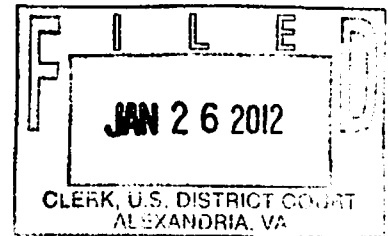


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Alexandria Division



Capital One Financial Corporation,)
)
Plaintiff,)
)
v.)
)
John A. Kanas and John Bohlson,)
)
Defendants.)
_____)

Civil No. 1:11 CV 750 (LO/TRJ)

ORDER

Upon consideration of the parties' Joint Motion for Brief Enlargement of Discovery Deadlines and the record, it is hereby:

ORDERED as follows:

1. The parties' Joint Motion for Brief Enlargement of Discovery Deadlines is GRANTED.
2. Defendants' deadline to conduct fact discovery is February 22, 2012, except that either by agreement of the parties or by order of the Court Defendants may take the deposition of Richard Fairbank after February 22 on a date agreed upon by the parties or on such schedule as the Court may order.
3. Plaintiff's deadline to conduct fact discovery is April 9, 2012.
4. Defendants and BankUnited will substantially complete production of responsive documents returned by Capital One's search terms by January 30, 2012; Defendants and BankUnited will substantially complete production of responsive documents in the possession of the recently agreed-upon custodians by February 7, 2012.

5. The parties will designate witnesses for all topics set forth in their respective Rule 30(b)(6) deposition notices. These designations will not constitute a waiver of objections to the topics.
6. Plaintiff served supplemental responses to Defendants' First Set of Interrogatories on January 23, 2012.
7. Defendants will serve supplemental responses to Plaintiff's First Set of Interrogatories by January 31, 2012.
8. The parties shall exchange witness lists and exhibit lists on April 16, 2012, with related objections due April 23, 2012.

Dated: 1/26/12

/s/Thomas Rawles Jones, Jr.

Hon. Thomas Rawles Jones, Jr.
United States Magistrate Judge